

37528

PTO/SB/21(08-03)

Approved for use through 08/30/2003. OMB 0651-0031  
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|                                                                                         |                      |                        |              |
|-----------------------------------------------------------------------------------------|----------------------|------------------------|--------------|
| <b>TRANSMITTAL FORM</b><br><br>(to be used for all correspondence after initial filing) | Application Number   | 09/922,871             |              |
|                                                                                         | Filing Date          | August 6, 2001         |              |
|                                                                                         | First Named Inventor | Cheung                 |              |
|                                                                                         | Art Unit             | 3752                   |              |
|                                                                                         | Examiner Name        | Dinh Q. Nguyen         |              |
| Total Number of Pages in This Submission                                                | 12                   | Attorney Docket Number | 609920600018 |

| ENCLOSURES (Check all that apply)                                            |                                                                                         |                                                                                         |
|------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> Fee Transmittal Form                     | <input type="checkbox"/> Drawing(s)                                                     | <input type="checkbox"/> After Allowance communication to Technology Center (TC)        |
| <input type="checkbox"/> Fee Attached                                        | <input type="checkbox"/> Licensing-related Papers                                       | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences     |
| <input checked="" type="checkbox"/> Amendment/Reply                          | <input type="checkbox"/> Petition                                                       | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final                                         | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Proprietary Information                                        |
| <input type="checkbox"/> Affidavits/declaration(s)                           | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter                                                  |
| <input type="checkbox"/> Extension of Time Request                           | <input type="checkbox"/> Terminal Disclaimer                                            | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):         |
| <input type="checkbox"/> Express Abandonment Request                         | <input type="checkbox"/> Request for Refund                                             | Patent Application Fee Determination Record                                             |
| <input type="checkbox"/> Information Disclosure Statement                    | <input type="checkbox"/> CD, Number of CD(s) _____                                      |                                                                                         |
| <input type="checkbox"/> Certified Copy of Priority Document(s)              | <div>RECEIVED<br/>OCT 17 2003<br/>Group 3700</div>                                      |                                                                                         |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application    |                                                                                         |                                                                                         |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 |                                                                                         |                                                                                         |
| Remarks                                                                      |                                                                                         |                                                                                         |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |                                 |
|--------------------------------------------|---------------------------------|
| Firm or Individual name                    | Stephen D. Scanlon<br>Jones Day |
| Signature                                  | <i>Stephen D. Scanlon</i>       |
| Date                                       | October 8, 2003                 |

| CERTIFICATE OF TRANSMISSION/MAILING                                                                                                                                                                                                                                                                           |                          |      |                 |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|------|-----------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. |                          |      |                 |
| Typed or printed name                                                                                                                                                                                                                                                                                         | Kathie J. Kopczyk        |      |                 |
| Signature                                                                                                                                                                                                                                                                                                     | <i>Kathie J. Kopczyk</i> | Date | October 8, 2003 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**PATENT APPLICATION FEE DETERMINATION RECORD**

Substitute for Form PTO-875

Application or Docket Number  
**09/922,871****CLAIMS AS FILED - PART I**

(Column 1)

(Column 2)

**SMALL ENTITY**

OR

**OTHER THAN SMALL ENTITY**

| FOR                                               | NUMBER FILED  | NUMBER EXTRA |
|---------------------------------------------------|---------------|--------------|
| BASIC FEE<br>(37 CFR 1.16(a))                     |               |              |
| TOTAL CLAIMS<br>(37 CFR 1.16(c))                  | 14 minus 20 = | 0            |
| INDEPENDENT CLAIMS<br>(37 CFR 1.16(b))            | 2 minus 3 =   | 0            |
| MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d)) |               |              |

| RATE      | FEE    |
|-----------|--------|
|           | \$ 355 |
| x \$ 9 =  | -0-    |
| x \$ 40 = | -0-    |
| + \$ =    | -0-    |
| TOTAL     | 355    |

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\* If the difference in column 1 is less than zero, enter "0" in column 2.

**CLAIMS AS AMENDED - PART II**

(Column 1)

(Column 2)

(Column 3)

**SMALL ENTITY**

OR

**OTHER THAN SMALL ENTITY**

| AMENDMENT A                                                     | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA |
|-----------------------------------------------------------------|----------------------------------|------------------------------------|---------------|
| Total<br>(37 CFR 1.16(c))                                       | * 18 Minus                       | ** 20                              | = 0           |
| Independent<br>(37 CFR 1.16(b))                                 | * 2 Minus                        | *** 3                              | = 0           |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) |                                  |                                    |               |

| RATE            | ADDITIONAL FEE |
|-----------------|----------------|
| x \$ 9 =        | -0-            |
| x \$ 42 =       | -0-            |
| + \$ =          | -0-            |
| TOTAL ADD'L FEE | -0-            |

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| AMENDMENT B                                                     | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA |
|-----------------------------------------------------------------|----------------------------------|------------------------------------|---------------|
| Total<br>(37 CFR 1.16(c))                                       | * 12 Minus                       | ** 20                              | = 0           |
| Independent<br>(37 CFR 1.16(b))                                 | * 3 Minus                        | *** 3                              | = 0           |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) |                                  |                                    |               |

| RATE            | ADDITIONAL FEE |
|-----------------|----------------|
| x \$ 9 =        | -0-            |
| x \$ 42 =       | -0-            |
| + \$ =          | -0-            |
| TOTAL ADD'L FEE | -0-            |

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| AMENDMENT C                                                     | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA |
|-----------------------------------------------------------------|----------------------------------|------------------------------------|---------------|
| Total<br>(37 CFR 1.16(c))                                       | * 12 Minus                       | ** 20                              | = 0           |
| Independent<br>(37 CFR 1.16(b))                                 | * 4 Minus                        | *** 3                              | = 1           |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) |                                  |                                    |               |

| RATE            | ADDITIONAL FEE |
|-----------------|----------------|
| x \$ 9 =        | -0-            |
| x \$ 43 =       | 43             |
| + \$ =          | -0-            |
| TOTAL ADD'L FEE | 43             |

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\* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

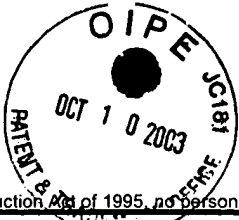
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**Group 3700**



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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 43.00

## Complete if Known

Application Number 09/922,871  
Filing Date August 6, 2001  
First Named Inventor Cheung  
Examiner Name Dinh Q. Nguyen  
Art Unit 3752  
Attorney Docket No. 609920600018

RECEIVED

OCT 17 2003

Group 3700

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit  
Account  
Number  
Deposit  
Account  
Name

501432

Jones Day

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Entity |          | Small Entity |          | Fee Description        | Fee Paid |
|--------------|----------|--------------|----------|------------------------|----------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |                        |          |
| 1001         | 770      | 2001         | 385      | Utility filing fee     |          |
| 1002         | 340      | 2002         | 170      | Design filing fee      |          |
| 1003         | 530      | 2003         | 265      | Plant filing fee       |          |
| 1004         | 770      | 2004         | 385      | Reissue filing fee     |          |
| 1005         | 160      | 2005         | 80       | Provisional filing fee |          |
| SUBTOTAL (1) |          |              |          | (\$ )                  |          |

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

|                    |                      | Extra Claims |                                | Fee from below |                                 | Fee Paid                          |
|--------------------|----------------------|--------------|--------------------------------|----------------|---------------------------------|-----------------------------------|
| Total Claims       | <input type="text"/> | -20** =      | <input type="text"/>           | X              | <input type="text"/>            | = -0-                             |
| Independent Claims | <input type="text"/> | -3** =       | <input type="text" value="1"/> | X              | <input type="text" value="43"/> | = <input type="text" value="43"/> |
| Multiple Dependent |                      |              |                                |                | <input type="text"/>            | = -0-                             |

| Large Entity |          | Small Entity |          | Fee Description                                            |
|--------------|----------|--------------|----------|------------------------------------------------------------|
| Fee Code     | Fee (\$) | Fee Code     | Fee (\$) |                                                            |
| 1202         | 18       | 2202         | 9        | Claims in excess of 20                                     |
| 1201         | 86       | 2201         | 43       | Independent claims in excess of 3                          |
| 1203         | 290      | 2203         | 145      | Multiple dependent claim, if not paid                      |
| 1204         | 86       | 2204         | 43       | ** Reissue independent claims over original patent         |
| 1205         | 18       | 2205         | 9        | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$ ) 43.00

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description                                                            | Fee Paid |
|----------|----------|----------|----------|----------------------------------------------------------------------------|----------|
| 1051     | 130      | 2051     | 65       | Surcharge - late filing fee or oath                                        |          |
| 1052     | 50       | 2052     | 25       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053     | 130      | 1053     | 130      | Non-English specification                                                  |          |
| 1812     | 2,520    | 1812     | 2,520    | For filing a request for ex parte reexamination                            |          |
| 1804     | 920*     | 1804     | 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805     | 1,840*   | 1805     | 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 1251     | 110      | 2251     | 55       | Extension for reply within first month                                     |          |
| 1252     | 420      | 2252     | 210      | Extension for reply within second month                                    |          |
| 1253     | 950      | 2253     | 475      | Extension for reply within third month                                     |          |
| 1254     | 1,480    | 2254     | 740      | Extension for reply within fourth month                                    |          |
| 1255     | 2,010    | 2255     | 1,005    | Extension for reply within fifth month                                     |          |
| 1401     | 330      | 2401     | 165      | Notice of Appeal                                                           |          |
| 1402     | 330      | 2402     | 165      | Filing a brief in support of an appeal                                     |          |
| 1403     | 290      | 2403     | 145      | Request for oral hearing                                                   |          |
| 1451     | 1,510    | 1451     | 1,510    | Petition to institute a public use proceeding                              |          |
| 1452     | 110      | 2452     | 55       | Petition to revive - unavoidable                                           |          |
| 1453     | 1,330    | 2453     | 665      | Petition to revive - unintentional                                         |          |
| 1501     | 1,330    | 2501     | 665      | Utility issue fee (or reissue)                                             |          |
| 1502     | 480      | 2502     | 240      | Design issue fee                                                           |          |
| 1503     | 640      | 2503     | 320      | Plant issue fee                                                            |          |
| 1460     | 130      | 1460     | 130      | Petitions to the Commissioner                                              |          |
| 1807     | 50       | 1807     | 50       | Processing fee under 37 CFR 1.17(q)                                        |          |
| 1806     | 180      | 1806     | 180      | Submission of Information Disclosure Stmt                                  |          |
| 8021     | 40       | 8021     | 40       | Recording each patent assignment per property (times number of properties) |          |
| 1809     | 770      | 2809     | 385      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810     | 770      | 2810     | 385      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801     | 770      | 2801     | 385      | Request for Continued Examination (RCE)                                    |          |
| 1802     | 900      | 1802     | 900      | Request for expedited examination of a design application                  |          |

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ )

## SUBMITTED BY

Name (Print/Type) Stephen D. Scanlon Registration No. 32,755 Telephone 216-586-3939  
Signature *Stephen D. Scanlon* Date 10/8/03

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